

to be divested shall be sold or transferred, directly or indirectly to anyone, who at the time of the divestiture is a stockholder, officer, director, employee or agent of, or otherwise directly or indirectly connected with, or under the control or influence of, respondent or any of respondent's subsidiaries or affiliated companies.

It is further ordered, That from and after the effective date of such divestiture, respondent shall refrain, for a period of five (5) years, from selling industrial steel wool to customers of The Williams Company, excepting that respondent may continue to sell industrial steel wool to any customer it served in common with Williams as of July 5, 1955, providing the maximum unit annual quantity sold to each such common customer does not exceed the total unit quantity which respondent sold to it in the twelve months immediately preceding July 5, 1955.

It is further ordered, That from and after the effective date of such divestiture, respondent shall cease and desist from manufacturing industrial steel wool on the premises acquired from The Williams Company, except such amounts of industrial steel wool as may be incidental or a by-product of the manufacture of household steel wool products on such premises, and which are not suitable for conversion into household form.

It is further ordered, That as used herein the term "industrial steel wool" means steel wool of all grades and finished forms produced for sale to industrial users; the term "household steel wool" means steel wool and steel wool products other than industrial steel wool, and includes all steel wool products produced and sold for use by householders.

It is further ordered, That respondent shall, within ninety (90) days from the date of service upon it of this order, submit, in writing, for the consideration and approval of the Commission, its plans for compliance with this order, including the date within which compliance can be effected.

Issued: January 17, 1964.

By the Commission, Commissioner Anderson concurring in the result and Commissioner MacIntyre not concurring.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 64-1369; Filed, Feb. 11, 1964;
8:46 a.m.]

[Docket C-692]

PART 13—PROHIBITED TRADE PRACTICES

Cartwright's Town House, Inc., et al.

Subpart—Concealing, obliterating or removing law required and informative marking: § 13.512 *Fur products tags or identification*; § 13.523 *Textile fiber products tags or identification*; § 13.525 *Wool products tags or identification*. Subpart—Invoicing products falsely: § 13.1108 *Invoicing products falsely*; § 13.1108-45 *Fur Products Labeling Act*. Subpart—Misbranding or mislabeling: § 13.1212 *Formal regulatory and statutory requirements*; § 13.1212-30 *Fur*

Products Labeling Act; § 13.1212-80 *Textile Fiber Products Identification Act*; § 13.1212-90 *Wool Products Labeling Act*. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 *Formal regulatory and statutory requirements*; § 13.1852-35 *Fur Products Labeling Act*; § 13.1852-70 *Textile Fiber Products Identification Act*; § 13.1852-80 *Wool Products Labeling Act*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; secs. 2-5, 54 Stat. 1128-1130; sec. 8, 65 Stat. 179; 72 Stat. 1717; 15 U.S.C. 45, 68, 69f, 70) [Cease and desist order, Cartwright's Town House, Inc., et al., Rome, Ga., Docket C-692, Jan. 21, 1964]

In the Matter of Cartwright's Town House, Inc., a Corporation Trading as The Town House, Inc. and Joyce R. Lovell, Individually and as Manager of The Town House, Inc.

Consent order requiring the operators of a ladies specialty shop in Rome, Ga., to cease violating the Textile Fiber Products Identification Act, the Wool Products Labeling Act and the Fur Products Labeling Act by failing to label and invoice products as required by the applicable Act and removing labels or other identification prior to ultimate sale.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That respondents Cartwright's Town House, Inc., a corporation trading as The Town House, Inc., or under any other trade name, and its officers, and Joyce R. Lovell, individually and as manager of The Town House, Inc., and respondents' representatives, agents and employees, directly or through any corporate or other device, in connection with the introduction, delivery for introduction, sale, advertising or offering for sale, in commerce, or in the transportation or causing to be transported in commerce, or the importation into the United States of any textile fiber product; or in connection with the sale, offering for sale, advertising, delivery, transportation or causing to be transported, of any textile fiber product which has been advertised or offered for sale in commerce; or in connection with the sale, offering for sale, advertising, delivery, transportation, or causing to be transported, after shipment in commerce, of any textile fiber product, whether in its original state or contained in other textile fiber products, as the terms "commerce" and "textile fiber product" are defined in the Textile Fiber Products Identification Act do forthwith cease and desist from misbranding textile fiber products by failing to affix labels to such products showing each element of information required to be disclosed by section 4(b) of the Textile Fiber Products Identification Act.

It is further ordered, That the respondents Cartwright's Town House, Inc., a corporation, trading as The Town House, Inc., or under any other trade name and its officers, and Joyce R. Lovell, individually and as manager of The Town House, Inc., and respondents' agents, representatives and employees, directly or through any corporate or

other device, do forthwith cease and desist from removing, causing or participating in the removal of, the stamp, tag, label, or other identification required by the Textile Fiber Products Identification Act to be affixed to any textile fiber product, after such textile fiber has been shipped in commerce and prior to the time such textile fiber product is sold and delivered to the ultimate consumer.

It is further ordered, That respondents Cartwright's Town House, Inc., a corporation, trading as The Town House, Inc., or under any other trade name, and its officers, and Joyce R. Lovell, individually and as manager of The Town House, Inc., and respondents' agents, representatives and employees, directly or through any corporate or other device in connection with the introduction into commerce, or the offering for sale, sale, transportation or delivery for shipment, in commerce of any wool product as "wool product" and "commerce" are defined in the Wool Products Labeling Act of 1939, do forthwith cease and desist from failing to securely affix to or place on each product, a stamp, tag, label, or other means of identification showing in a clear and conspicuous manner each element of information required to be disclosed by section 4(a) (2) of the Wool Products Labeling Act of 1939.

It is further ordered, That respondents Cartwright's Town House, Inc., a corporation, trading as The Town House, Inc., or under any other trade name, and its officers, and Joyce R. Lovell, individually and as manager of The Town House, Inc., and respondents' agents, representatives, and employees, directly or through any corporate or other device, do forthwith cease and desist from removing, causing or participating in the removal of any stamp, tag, label, or other means of identification affixed to any wool product subject to the provisions of the Wool Products Labeling Act of 1939 with intent to violate the provisions of the said Act.

It is further ordered, That respondents Cartwright's Town House, Inc., a corporation, trading as The Town House, Inc., or under any other trade name, and its officers, and Joyce R. Lovell, individually and as manager of The Town House, Inc., and respondents' agents, representatives and employees, directly or through any corporate or other device, in connection with the introduction into commerce, or the offering for sale, sale, advertising, transportation or distribution in commerce, of any fur product; or in connection with the sale, advertising, offering for sale, transportation or distribution of any fur product which has been made in whole or in part of fur which has been shipped and received in commerce; as "commerce", "fur", and "fur product" are defined in the Fur Products Labeling Act, do forthwith cease and desist from:

A. Misbranding fur products by failing to affix labels to fur products showing in words and figures plainly legible all of the information required to be disclosed by each of the subsections of section 4(a) of the Fur Products Labeling Act.

B. Falsely or deceptively invoicing fur products by failing to furnish invoices to purchasers of fur products showing in words and figures plainly legible all the information required to be disclosed in each of the subsections of section 5(b) (1) of the Fur Products Labeling Act.

It is further ordered, That respondents Cartwright's Town House, Inc., a corporation, trading as The Town House, Inc., or under any other trade name, and its officers, and Joyce R. Lovell, individually and as manager of The Town House, Inc., and respondents' agents, representatives, and employees, directly or through any corporate or other device, do forthwith cease and desist from removing, or causing or participating in the removal of, prior to the time any fur product subject to the provisions of the Fur Products Labeling Act is sold and delivered to the ultimate consumer, any label required by the said Act to be affixed to such fur product.

It is further ordered, That the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

Issued: January 21, 1964.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 64-1370; Filed, Feb. 11, 1964;
8:46 a.m.]

[Docket C-690]

PART 13—PROHIBITED TRADE PRACTICES

Halsam Products Co.

Subpart—Advertising falsely or misleadingly: § 13.45 *Content*. Subpart—Misbranding or mislabeling: § 13.1200 *Content*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Halsam Products Company, Chicago, Ill., Docket C-690, Jan. 21, 1964]

Consent order requiring a Chicago distributor of toys and related products to cease representing falsely in pictorial representations in labeling and in advertisements in catalogs that its product "American Logs" included a ridge pole and roof planks which were grooved, and that from the component parts in the containers there might be made a western cabin as pictured.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That respondent Halsam Products Company, a corporation, and its officers, representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of toys or related products, in commerce, as "commerce" is defined in the Federal

Trade Commission Act, do forthwith cease and desist from: Representing, by use of any illustration or depiction purporting to illustrate, depict or demonstrate any toy or related product, or the performance thereof, or representing in any other manner, directly or by implication, that any toy or related product contains a component or performs in any manner not in accordance with fact.

It is further ordered, That the respondent herein shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with this order.

Issued: January 21, 1964.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 64-1371; Filed, Feb. 11, 1964;
8:46 a.m.]

[Docket C-685 etc.]

PART 13—PROHIBITED TRADE PRACTICES

S. Shamash & Sons, Inc., et al.

Subpart—Importing, selling, or transporting flammable wear: § 13.1060 *Importing, selling, or transporting flammable wear*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 67 Stat. 111, as amended; 15 U.S.C. 45, 1191) [Cease and desist orders: S. Shamash & Sons, Inc., et al., Docket C-685; Walter Strassburger & Co., Inc., et al., Docket C-686; Kabat Textile Corporation et al., Docket C-687; New York Sankyo Seiko Co., Ltd., et al., Docket C-688; and The Schwarzenbach Huber Co., Inc., et al., Docket C-689, New York, N.Y., Jan. 21, 1964]

In the Matters of: S. Shamash & Sons, Inc., a Corporation, and Jack Shamash, Individually and as an Officer of Said Corporation; Walter Strassburger & Co., Inc., a Corporation, and Walter Strassburger, Individually and as an Officer of Said Corporation; Kabat Textile Corporation, a Corporation, and Milton J. Adelman, Individually and as an Officer of Said Corporation; New York Sankyo Seiko Co., Ltd., a Corporation, and Takizo Miki, Takamori Kono, Tamotsu Ohara, Individually and as Officers of Said Corporation; The Schwarzenbach Huber Co., Inc., a Corporation, and Robert Schwarzenbach, Walter J. Braun, Kurt O. Trueb, Jerold P. Elden, Michael F. Kopec, and Samuel I. Mandel, Individually and as Officers of Said Corporation

Consent order requiring 5 corporate importers and distributors of imported fabrics in New York City to cease violating the Flammable Fabrics Act by importing and/or selling in commerce fabrics so highly flammable as to be dangerous when worn.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

I. It is ordered, That each respondent named in the above-captioned proceedings, and its officers, directly or through any corporate or other device, do forthwith cease and desist from:

(a) Importing into the United States; or

(b) Selling, offering for sale, introducing, delivering for introduction, transporting, or causing to be transported, in commerce, as "commerce" is defined in the Flammable Fabrics Act; or

(c) Transporting or causing to be transported, for the purpose of sale or delivery after sale in commerce, any fabric which, under the provisions of section 4 of the said Flammable Fabrics Act, as amended, is so highly flammable as to be dangerous when worn by individuals.

Provided, however, That nothing contained herein shall affect any rights afforded to the respondents by Section 11 of the Flammable Fabrics Act.

II. It is further ordered, That respondents hereinbefore named furnish to the Federal Trade Commission within 5 days after service of this order a special report which:

(a) Contains a list of the names and addresses of all of the corporate respondents' customers to whom shipments were made, since July 1, 1963, of fabric style AK 777 and/or quality 745 or 748 and/or of any other fabric which under the provisions of section 4 of the said Flammable Fabrics Act, as amended, is so highly flammable as to be dangerous when worn by individuals.

(b) Shows that respondents have notified in writing the customers of the corporate respondent to whom any of the shipments referred to in subparagraph (a) above were made, as to the questionable flammable nature of the fabrics contained in such shipments.

(c) Contains copies of the aforesaid notification to each of the customers referred to in subparagraph (a) and copies of any and all responses to the aforesaid notification.

III. It is further ordered, That respondents shall forward to the Commission, within two (2) days after receipt thereof, copies of any and all responses to the notification required by Subparagraph (c) of Paragraph II above which are received by respondents after the due date of the aforesaid special report.

IV. It is further ordered, That the respondents herein shall, within five (5) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with Paragraph I of this order.

Issued: January 21, 1964.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 64-1372; Filed, Feb. 11, 1964;
8:47 a.m.]

Title 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 25—DRESSINGS FOR FOODS

PART 121—FOOD ADDITIVES

Calcium Disodium Ethylenediaminetetraacetate, Disodium Ethylenediaminetetraacetate; Order Affecting Nomenclature and Listing as Optional Ingredients of Mayonnaise, French Dressing, and Salad Dressing

A notice of proposed rule making in the above-referenced matters was published in the FEDERAL REGISTER of October 12, 1963 (28 F.R. 10976, 10977) setting forth proposals by Corn Products Company, 717 Fifth Avenue, New York, New York, and by the Kraft Foods Division of National Dairy Products Corporation, 500 Peshtigo Court, Chicago, Illinois, to amend the standards of identity for mayonnaise, french dressing, and salad dressing, to provide for the optional use of the preservatives calcium disodium ethylenediaminetetraacetate and disodium ethylenediaminetetraacetate. The notice also included certain proposed amendments to the food additive regulations to recognize the now commonly used names of the additives involved.

On the basis of the relevant information available, and giving consideration to the comments filed, it is concluded that it will promote honesty and fair dealing in the interests of consumers to adopt the amendments proposed. Therefore, pursuant to the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (secs. 401, 409 (d), 701, 52 Stat. 1046, 1055, as amended 70 Stat. 919; 72 Stat. 948, 1787; 21 U.S.C. 341, 348(d), 371) and delegated to the Commissioner of Food and Drugs by the Secretary (21 CFR 2.90; 29 F.R. 471), *It is ordered:*

A. That the standards of identity for mayonnaise, french dressing, and salad dressing (21 CFR 25.1, 25.2, 25.3) be amended as set forth below:

1. Section 25.1 is amended as follows:
a. Paragraph (a) is amended by inserting therein after subparagraph (5), and preceding the sentence "Mayonnaise may be mixed * * *" a new sentence reading as follows.

§ 25.1 Mayonnaise, mayonnaise dressing; identity; label statement of optional ingredients.

- (a) * * *
(5) * * *

Mayonnaise may contain one or both of the optional ingredients specified in paragraph (d) of this section, subject to the conditions prescribed in that paragraph. * * *

b. A new paragraph (d) is added and the present paragraph designation (d) is changed to (e), so that as modified paragraphs (d) and (e) read as follows:

(d) Mayonnaise may contain calcium disodium EDTA (calcium disodium ethylenediaminetetraacetate) or disodium EDTA (disodium ethylenediaminetetraacetate), singly or in combination. The quantity of such added ingredient or combination does not exceed 75 parts per million by weight of the finished food.

(e) (1) When the additional optional acidifying ingredient as provided in paragraph (b) (1) of this section is used, the label shall bear the statement "citric acid added" or "with added citric acid."

(2) If mayonnaise contains calcium disodium EDTA or disodium EDTA or both, the label shall bear the statement "----- added to protect flavor" or "----- added as a preservative," the blank being filled in with the words "calcium disodium EDTA" or "disodium EDTA" or both, as appropriate.

(3) Wherever the name "mayonnaise" or "mayonnaise dressing" appears on the label so conspicuously as to be easily seen under customary conditions of purchase, the statements specified in this paragraph, showing the optional ingredients present, shall immediately and conspicuously precede or follow such name, without intervening written, printed, or graphic matter.

§ 25.2 [Amendment]

2. Section 25.2 French dressing * * * is amended as follows:

a. Paragraph (a) is amended by inserting a new sentence: "French dressing may contain one or both of the optional ingredients specified in paragraph (d) of this section, subject to the conditions prescribed in that paragraph", preceding the sentence "French dressing may be mixed * * *."

b. A new paragraph (d) is added, and the present paragraph designation (d) is changed to (e), so that as modified paragraphs (d) and (e) read as follows:

(d) French dressing may contain calcium disodium EDTA (calcium disodium ethylenediaminetetraacetate) or disodium EDTA (disodium ethylenediaminetetraacetate), singly or in combination. The quantity of such added ingredient or combination does not exceed 75 parts per million by weight of the finished food.

(e) (1) When the additional optional acidifying ingredient as provided in paragraph (b) (1) of this section is used, the label shall bear the statement "citric acid added" or "with added citric acid." When an optional emulsifying ingredient as provided in paragraph (c) (1) of this section is used, the label shall bear the statement "----- added" or "with added -----," the blank being filled in with the common name or names of the emulsifying ingredient or mixture of emulsifying ingredients used, as specified in paragraph (c) (1) of this section; or, alternatively, with the words "algin derivative," if propylene glycol ester of alginic acid is used; or with the words "vegetable gum" if any one of the vegetable gums, gum acacia, carob bean gum, guar gum, gum karaya, or gum tragacanth, is used; or with the words "vegetable gums" if two or more such vegetable gums are used. Label state-

ments specified in this paragraph for declaring the presence of optional ingredients may be combined, as for example, "with added citric acid and sodium carboxymethylcellulose."

(2) If french dressing contains calcium disodium EDTA or disodium EDTA or both, the label shall bear the statement "----- added to protect flavor" or "----- added as a preservative," the blank being filled in with the words "calcium disodium EDTA" or "disodium EDTA" or both, as appropriate.

(3) Wherever the name "french dressing" appears on the label so conspicuously as to be easily seen under customary conditions of purchase, the statements specified in this paragraph, showing the optional ingredients present, shall immediately and conspicuously precede or follow such name, without intervening written, printed, or graphic matter.

§ 25.3 [Amendment]

3. Section 25.3 Salad dressing * * * is amended as follows:

a. Paragraph (a) is amended by inserting therein a new sentence "Salad dressing may contain one or both of the optional ingredients specified in paragraph (e) of this section, subject to the conditions prescribed in that paragraph", preceding the sentence "Salad dressing may be mixed * * *."

b. A new paragraph (e) is added and the present paragraph designation (e) is changed to (f), so that as modified paragraphs (e) and (f) read as follows:

(e) Salad dressing may contain calcium disodium EDTA (calcium disodium ethylenediaminetetraacetate) or disodium EDTA (disodium ethylenediaminetetraacetate), singly or in combination. The quantity of such added ingredient or combination does not exceed 75 parts per million by weight of the finished food.

(f) (1) When the additional optional acidifying ingredient as provided in paragraph (b) (1) of this section is used, the label shall bear the statement "citric acid added" or "with added citric acid." When an optional emulsifying ingredient as provided in paragraph (d) of this section is used, the label shall bear the statement "----- added" or "with added -----," the blank being filled in with the common name or names of the emulsifying ingredient or mixture of emulsifying ingredients used, as specified in paragraph (d) of this section; or, alternatively, with the words "algin derivative," if propylene glycol ester of alginic acid is used; or with the words "vegetable gum" if any one of the vegetable gums, gum acacia, carob bean gum, guar gum, gum karaya, or gum tragacanth, is used; or with the words "vegetable gums" if two or more such vegetable gums are used. Label statements specified in this paragraph for declaring the presence of optional ingredients may be combined, as for example, "with added citric acid and sodium carboxymethylcellulose."

(2) If salad dressing contains calcium disodium EDTA or disodium EDTA or both the label shall bear the statement "----- added to protect flavor" or "----- added as a preservative," the

blank being filled in with the words "calcium disodium EDTA" or "disodium EDTA" or both, as appropriate.

(3) Wherever the name "salad dressing" appears on the label so conspicuously as to be easily seen under customary conditions of purchase, the statements specified in this paragraph showing the optional ingredients present, shall immediately and conspicuously precede or follow such name, without intervening written, printed, or graphic matter.

B. The amendments to Part 121 are adopted as proposed.

1. Section 121.1017 is amended by changing the section heading, the introduction to the section, the table in paragraph (b) (2), and paragraph (d) to read as set forth below:

§ 121.1017 Calcium disodium EDTA.

The food additive calcium disodium EDTA (calcium disodium ethylenediaminetetraacetate) may be safely used in designated foods for the purposes and in accordance with the conditions prescribed, as follows:

(b) * * *

Food	Limitation (parts per million)	Use
Dressings, nonstandardized	75	Preservative.
French dressing	75	Do.
Mayonnaise	75	Do.
Salad dressing	75	Do.
Sandwich spread	100	Do.
Sauces	75	Do.

(d) In the standardized foods listed in paragraph (b) of this section, the additives are used only in compliance with the applicable standards of identity for such foods.

2. Section 121.1056 is amended by changing the section heading, and the tabulations in paragraph (b) (1) and (2) to read as set forth below, and by adding thereto a new paragraph (d), as follows:

§ 121.1056 Disodium EDTA.

(b) * * *

Food	Limitation (parts per million)	Use
Aqueous multivitamin preparations.	150	With iron salts as a stabilizer for vitamin B ₁₂ in liquid multivitamin preparations.
Canned kidney beans.	165	Preservative.
Dressings, nonstandardized.	75	Do.
French dressing	75	Do.
Frozen white potatoes including cut potatoes.	100	Promote color retention.
Mayonnaise	75	Preservative.
Salad dressing	75	Do.
Sandwich spread	100	Do.
Sauces	75	Do.

(2) * * *

Food	Limitation (parts per million)	Use
Dressings, nonstandardized	75	Preservative.
French dressing	75	Do.
Mayonnaise	75	Do.
Salad dressing	75	Do.
Sandwich spread	100	Do.
Sauces	75	Do.

(d) In the standardized foods listed in paragraph (b) (1) and (2) of this section the additives are used only in compliance with the applicable standards of identity for such foods.

Any person who will be adversely affected by the foregoing order may within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., written objections thereto, preferably in quintuplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing, and such objections must be supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

Effective date. This order shall become effective 60 days from the date of its publication in the FEDERAL REGISTER, except as to any provisions that may be stayed by the filing of proper objections. Notice of the filing of objections or lack thereof will be announced by publication in the FEDERAL REGISTER.

(Secs. 401, 409(d), 701, 52 Stat. 1046, 1055, as amended 70 Stat. 919; 72 Stat. 948, 1787; 21 U.S.C. 341, 348(d), 371)

Dated: February 6, 1964.

GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 64-1386; Filed, Feb. 11, 1964; 8:48 a.m.]

PART 45—OLEOMARGARINE, MARGARINE; DEFINITIONS AND STANDARDS OF IDENTITY

Oleomargarine; Order Amending Identity Standard To Permit Calcium Disodium Ethylenediaminetetraacetate as Optional Preservative Ingredient

In the matter of amending the standard of identity for oleomargarine by listing calcium disodium EDTA (calcium disodium ethylenediaminetetraacetate) in an amount not exceeding 75 parts per million by weight as an optional flavor-preserving ingredient:

No comments were received in response to the notice of proposed rule making in

the above-identified matter published in the FEDERAL REGISTER of October 12, 1963 (28 F.R. 10977). In consideration of the information furnished in the petition and other relevant information available, it is concluded that the standard of identity for oleomargarine should be amended to list calcium disodium EDTA as a permitted optional ingredient.

The proposal provided that the calcium disodium EDTA would be added by incorporating it in the milk ingredient used. The identity standard includes a provision for making oleomargarine without a milk ingredient. It is concluded that the amendment should be worded so as not to limit the use of calcium disodium EDTA to the oleomargarine made with a milk ingredient. This purpose can be achieved by omitting the phrase "incorporated in the milk ingredient used."

It is concluded that it will promote honesty and fair dealing in the interest of consumers to amend the definition and standard of identity for oleomargarine as hereinafter set forth. Therefore, pursuant to the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (secs. 401, 701, 52 Stat. 1046, 1055, as amended, 70 Stat. 919, 72 Stat. 948; 21 U.S.C. 341, 371) and delegated to the Commissioner of Food and Drugs (21 U.S.C. 90; 29 F.R. 471), *It is ordered*, That § 45.1 *Oleomargarine, margarine* * * * (21 CFR 45.1; 28 F.R. 7473) be amended by adding to paragraph (a) (3) a new subdivision (xii), and by adding to paragraph (b) (1), at the end of the list of labeling requirements a new item, as set forth below:

§ 45.1 Oleomargarine, margarine; identity; label statement of optional ingredients.

(a) * * *

(3) * * *

(xii) Calcium disodium EDTA (calcium disodium ethylenediaminetetraacetate), in an amount not to exceed 75 parts per million by weight of the finished oleomargarine.

(b) (1) * * *

Subparagraph (3) (xii)—"Calcium disodium EDTA added to protect flavor" or "Calcium disodium EDTA added as a preservative."

Any person who will be adversely affected by the foregoing order may within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., written objections thereto, preferably in quintuplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing, and such objections must be supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied